

AMENDED IN SENATE JUNE 23, 2003

AMENDED IN ASSEMBLY JUNE 2, 2003

AMENDED IN ASSEMBLY APRIL 21, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

## ASSEMBLY BILL

**No. 1145**

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**Introduced by Assembly Member Shirley Horton**  
**(Coauthors: Assembly Members Benoit, Cox, Daucher, Dutton,**  
**Koretz, Longville, Maze, Mullin, Pacheco, Runner, and**  
**Strickland)**

(Coauthors: Senators *Figueroa*, Morrow, Oller, and Ortiz)

February 21, 2003

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An act to add Chapter 5.4 (commencing with Section 8455) to Division 1 of Title 2 of the Government Code, relating to public safety, and declaring the urgency thereof, to take effect immediately.

### LEGISLATIVE COUNSEL'S DIGEST

AB 1145, as amended, Shirley Horton. State buildings: defibrillators.

Existing law authorizes the Emergency Medical Services Authority to establish minimum standards for the training and use of automatic external defibrillators.

Existing law requires all moneys received by the state from the federal government, the expenditure of which is administered through or under the direction of a state agency, to be deposited in the Federal Trust Fund, which is continuously appropriated for expenditure for the purposes for which the moneys are deposited in that fund.

This bill would require the Department of General Services to apply for specified federal funds for the purchase of automated external defibrillators to be located within state-owned and leased buildings. It would require the Department of General Services, in consultation with the Emergency Medical Services Authority, the American Red Cross, and the American Heart Association to develop and adopt policies and procedures relative to the placement and use of automated external defibrillators in state-owned and leased buildings and ensure that training is consistent with specified requirements.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote:  $\frac{2}{3}$ . Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. The Legislature finds and declares all of the  
2 following:

3 (a) According to the American Heart Association an individual  
4 goes into cardiac arrest in the United States every two minutes.  
5 And of these, an estimated 225,000 Americans die each year. In  
6 California, 42 percent of all deaths are attributed to heart disease.  
7 Many of these deaths are caused by sudden cardiac arrest. Most  
8 cardiac arrests are caused by ventricular fibrillation, for which  
9 cardiopulmonary resuscitation (CPR) and defibrillation are the  
10 only effective treatments. With every minute that passes, a victim's  
11 survival rate is reduced by 7 to 10 percent if no intervention  
12 measures are taken. An estimated 95 percent of cardiac arrest  
13 victims die before reaching the hospital. If intervention measures  
14 are taken, survival rates are much higher; when CPR and  
15 defibrillation are immediately performed, survival rates can  
16 double.

17 (b) Eighty percent of all cardiac arrests occur in the home, and  
18 almost 60 percent are witnessed. In communities that have  
19 established and implemented public access defibrillation  
20 programs have achieved average survival rates for out-of-hospital  
21 cardiac arrest as high as 48 to 74 percent.

22 (c) Wide use of defibrillators could save as many as 40,000  
23 lives nationally each year. Successful public access defibrillation  
24 programs ensure that cardiac arrest victims have access to early



1 911 notification, early cardiopulmonary resuscitation, early  
2 defibrillation, and early advanced care.

3 SEC. 2. Chapter 5.4 (commencing with Section 8455) is  
4 added to Division 1 of Title 2 of the Government Code, to read:

5  
6 CHAPTER 5.4. AUTOMATED EXTERNAL DEFIBRILLATORS IN STATE  
7 BUILDINGS  
8

9 8455. (a) The Department of General Services shall apply for  
10 federal funds made available through the federal Community  
11 Access to Emergency Devices Act (Public Law 107-188) for the  
12 purchase of automated external defibrillators to be located within  
13 state-owned and leased buildings.

14 (b) The Department of General Services shall, in consultation  
15 with the Emergency Medical Services Authority, the American  
16 Red Cross, and the American Heart Association, develop and  
17 adopt policies and procedures relative to the placement and use of  
18 automated external defibrillators in state-owned and leased  
19 buildings and ensure that training is consistent with Section  
20 1797.196 of the Health and Safety Code and the regulations  
21 adopted pursuant to that section. In these consultations, the  
22 department may consider all of the following:

23 (1) Whether the public has access to the state-owned or leased  
24 building.

25 (2) Placement within the building that maximizes access to the  
26 device.

27 (3) The ~~manufacturer and medical~~ *manufacturer's and the*  
28 *medical community's* directions regarding placement and use of  
29 the device.

30 (4) The appropriate oversight and maintenance of the device at  
31 a particular location.

32 (5) Whether to require those who are trained to use the  
33 automated external defibrillators pursuant to Emergency Medical  
34 Services Authority standards to receive cardiopulmonary  
35 resuscitation training.

36 SEC. 3. This act is an urgency statute necessary for the  
37 immediate preservation of the public peace, health, or safety  
38 within the meaning of Article IV of the Constitution and shall go  
39 into immediate effect. The facts constituting the necessity are:

1 In order to provide immediate assistance to persons in  
2 state-owned or state-leased buildings who might otherwise die or  
3 suffer severe injury from cardiac arrest, at the earliest possible  
4 time, it is necessary that this act take effect immediately.

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